

**McDONALD CARANO**  
 2300 WEST SAHARA AVENUE, SUITE 1200 • LAS VEGAS, NEVADA 89102  
 PHONE 702.873.4100 • FAX 702.873.9966

Rory T. Kay (NSBN 12416)  
 John A. Fortin (NSBN 15221)  
 McDONALD CARANO LLP  
 2300 West Sahara Avenue, Suite 1200  
 Las Vegas, Nevada 89102  
 Telephone: (702) 873-4100  
 rkay@mcdonaldcarano.com  
 jfortin@mcdonaldcarano.com

*Attorneys for Defendant  
 Aylo Premium Ltd*

**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

MELISSA HUTCHISON aka PHOENIX  
 MARIE, an individual,,

Plaintiff,

v.

ETHICAL CAPITAL PARTNERS, a foreign  
 entity; AYLO PREMIUM LTD., a foreign  
 corporation; DM PRODUCTIONS, a foreign  
 entity; DIGITAL PLAYGROUND, a foreign  
 entity; MIND GEEK USA  
 INCORPORATED, a foreign entity; MG  
 PREMIUM LTD, a foreign entity; DM  
 PRODUCTIONS, a foreign entity; DIGITAL  
 PLAYGROUND, a foreign entity; DANNY  
 MARTIN aka DANNY D, an individual;  
 FRANK PETOSA an individual; RYAN  
 HOGAN, an individual; MICHAEL  
 WOODSIDE, an individual; and DOES 1  
 through 50,,

Defendants.

Case No. 2:24-cv-00673-GMN-BNW

**STIPULATION AND ORDER TO  
 EXTEND TIME BRIEFING SCHEDULE  
 (SECOND REQUEST)**

Under LR IA 6-1 and 6-2 and LR 7-1, Plaintiff Melissa Hutchison aka Phoenix Marie (“Plaintiff”) and Defendant Aylo Premium Ltd (“Aylo”), by and through their attorneys, hereby agree and stipulate to the following:

1. On October 31, 2024, the Court granted Defendants Frank Petosa, Michael Woodside, and Ryan Hogan (the “Removing Defendants”) motion to dismiss with prejudice. ECF No. 43. In the same order, the Court granted Aylo’s motion to dismiss without prejudice. *Id.* The

1 Court ordered Plaintiff to file an amended complaint within 21 days from the date of its order (e.g.,  
2 November 21, 2024) and include any jurisdictional facts Plaintiff has against Aylo. *Id.*

3 2. The Parties have met and conferred and stipulate and agree that good cause exists for  
4 the Court to extend the time for upcoming filings due to the impending holidays and several  
5 professional commitments both Parties' counsel have over the coming weeks.

6 3. First, the Parties stipulate and agree that Plaintiff shall have until December 12, 2024,  
7 to file her Second Amended Complaint.

8 4. Second, the Parties stipulate and agree that Aylo shall have until January 29, 2025 to  
9 file a responsive pleading.

10 5. Finally, the Parties stipulate and agree that a joint discovery plan and scheduling order  
11 shall be submitted by February 19, 2025.

12 6. This is the second request to extend these deadlines.

13 7. These requests for extensions of time are not intended to cause any delay or prejudice  
14 any party.

15 Dated this 2nd day of December, 2024.

16 **McDONALD CARANO LLP**

**KERR SIMPSON ATTORNEYS AT  
LAW**

17 By: /s/ Rory T. Kay  
18 Rory T. Kay (NSBN 12416)  
19 John A. Fortin (NSBN 15221)  
20 2300 West Sahara Avenue, Suite 1200  
21 Las Vegas, Nevada 89102

By: /s/ George E. Robinson  
P. Sterling Kerr, Esq. (NSBN 3978)  
George E. Robinson (NSBN 9667)  
2900 W. Horizon Ridge Pkwy. Suite 200  
Henderson, Nevada 89052

*Attorneys for Defendants  
Aylo Premium Ltd*

*Attorneys for Plaintiff Melissa Hutchison  
aka Phoenix Marie*

22  
23 **IT IS SO ORDERED.**

24   
25 UNITED STATES MAGISTRATE JUDGE

26 DATED: 12/3/2024  
27  
28